



03-29-04

Express Mail No.: EV 316175229 US

Attorney Docket No. LIPO-001/00US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of David FIKSTAD *et al.*

Serial No.: 10/700,838

Examiner: Not yet assigned

Confirmation No.: 5766

Art Unit: 1614

Filed: November 3, 2003

For: **PHARMACEUTICAL COMPOSITIONS WITH SYNCHRONIZED
SOLUBILIZER RELEASE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Enclosed is an Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.

In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required.

A return receipt postcard is also enclosed.

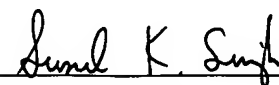
The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

Dated: March 25, 2004

Cooley Godward LLP
ATTN: Patent Group
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Tel: (650) 843-5000 Fax: (650) 857-0663

Respectfully submitted,
COOLEY GODWARD LLP

By:


Sunil K. Singh
Reg. No. 45,298



Express Mail No.: EV 316175229 US

Attorney Docket No. LIPO-001/00US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of David FIKSTAD *et al.*

Serial No.: 10/700,838

Examiner: Not yet assigned

Confirmation No.: 5766

Art Unit: 1614

Filed: November 3, 2003

For: **PHARMACEUTICAL COMPOSITIONS WITH SYNCHRONIZED
SOLUBILIZER RELEASE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(b)**

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08 is enclosed.

This Information Disclosure Statement is filed before the mailing date of a first office action on the merits.

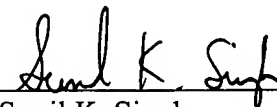
It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A to the undersigned.

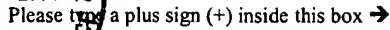
Dated: March 25, 2004

Respectfully submitted,
COOLEY GODWARD LLP

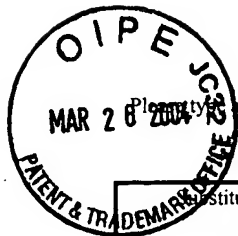
Cooley Godward LLP
ATTN: Patent Group
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Tel: (650) 843-5000
Fax: (650) 857-0663

By:


Sunil K. Singh
Reg. No. 45,298



⁶ Applicant is to place a check mark here if English language Translation is attached.



Please type plus sign (+) inside this box → ☐

PTO/SB/08A (08-00)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/700,838
				Filing Date	November 03, 2003
				First Named Inventor	David FIKSTAD
				Group Art Unit	1614
				Examiner Name	Not yet assigned
Sheet	2	of	2	Attorney Docket Number	LIPO-001/00US

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²	
	D1	LANGER, "New Methods of Drug Delivery," <u>Science</u> (1990) 249: 1527-1533.		
	D2	SAUDEK <i>et al.</i> , "A preliminary trial of the programmable implantable medication system for insulin delivery," <u>N. Engl. J. Med.</u> (1989) 321:574-579.		
	D3	SEFTON "Implantable pumps," (1987) <u>CRC Crit. Rev Biomed. Eng</u> 14(3): 201-240.		
	D4	TREAT <i>et al.</i> , in "Liposomes in the Therapy of Infectious Disease and Cancer," Lopez-Berestein and Fidler (eds.), Liss, New York, (1989) 353-365.		

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

674012 v1/PA

¹ Unique citation designation number.

² Applicant is to place a check mark here if English language Translation attached.